

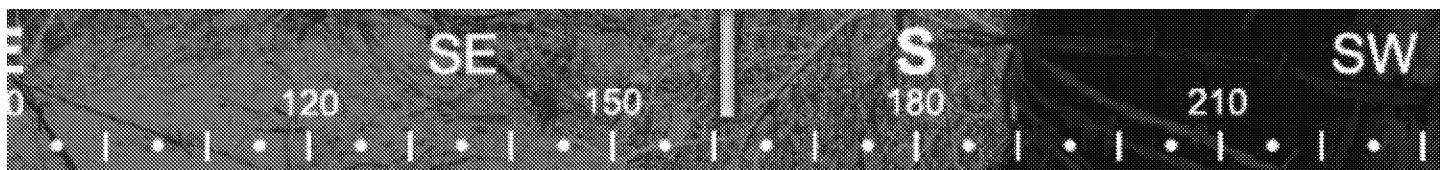
Message

From: Zein, Maher [Maher.Zein@arcadis.com]
Sent: 8/1/2017 10:28:55 PM
To: Calanog, Steve [Calanog.Steve@epa.gov]; Doug McReynolds [Doug.Mcreynolds@BNSF.com]
CC: Vivian Craig [viviancraig@navajo-nsn.gov]; Zehner, Warren [zehner.warren@epa.gov]
Subject: RE: Haystack Access Information re: 8/1/17 Conf Call

Thank you, Steve.
Maher

From: Calanog, Steve [mailto:Calanog.Steve@epa.gov]
Sent: Tuesday, August 1, 2017 2:18 PM
To: Zein, Maher <Maher.Zein@arcadis.com>; Doug McReynolds <Doug.Mcreynolds@BNSF.com>
Cc: Vivian Craig <viviancraig@navajo-nsn.gov>; Zehner, Warren <zehner.warren@epa.gov>
Subject: Re: Haystack Access Information re: 8/1/17 Conf Call

Section Marker



☉ 162°S (T) ● 35°20'54"N, 107°56'47"W ±16.4ft ▲ 7103ft



Sent from my iPhone

On Jul 31, 2017, at 8:44 AM, Calanog, Steve <Calanog.Steve@epa.gov> wrote:

Doug/Maher – Attached are some reference documents for our discussion tomorrow. Below is a summary of our findings from last week. Included are some USEPA recommendations and associated information (in Blue) in response to outstanding Access topics

- *Section 13 – aka Bibo Trespass (Section/Twnshp/Range = 13-13-11) – BIA Access Coordination: develop a better understanding of the approach to obtain access to Section 13 for TCRA implementation.*
 - FYI – Our understanding of the organization structure of BIA's Navajo Region
 - BIA Administration Structure
 - Sharon Pinto – Navajo Regional Director – Gallup, NM – (505) 863-8314
 - Bertha Spencer, Supervisor Realty Specialist (Leases/Permits Minerals) – Gallup, NM (505) 863-8336 (off) (928) 206-6334 (m)
 - George Padilla, Supervisor – Gallup, NM (505) 863-8285
 - Lester Tsosie, Superintendent Eastern Navajo Agency (505) 786-6032 – Crown Point, NM
 - Jerry Degroat, Realty Officer (505) 786-6121
 - Lenora Bates, Realty Officer (505) 786-6032
 - Start with Lenora Bates. Explain that EPA obtained an access agreement to do a preliminary assessment on Bibo Trespass. NOW BNSF will be performing construction activities pursuant an EPA Order and needs a separate access agreement with BIA to perform these activities. Keep EPA posted. Refer to attached 11/16 agreement. If necessary elevate to Lester Tsosie.
- *Section 18 – aka **Ex. 6 Personal Privacy (PP)** (Section/Twnshp/Range = 18-13-10) Indian Allotment: confirm allottees and access coordination details (access agreement vs. notification letters).*
 - BNSF will need to move **Ex. 6 Personal Privacy (PP)** East within Section 18. Recommend replacing mobile 2 mobile homes and est. power and water. Potential Issue: only 1 home site lease for **Ex. 6 Personal Privacy (PP)** **Ex. 6 Personal Privacy (PP)** likely to grant access once home move is confirmed.
 - USEPA/NNEPA strongly recommend that BNSF and/or its contractors convene a meeting ASAP with **Ex. 6 Personal Privacy (PP)** (12+ members) to discuss upcoming work, etc. Recommend that the meeting is limited to **Ex. 6 Personal Privacy (PP)** and on-site (aka – Section 18)
 - Recommend that BNSF contracts with Dine fluent community support.
 - Just FYI --- **Ex. 6 Personal Privacy (PP)** have inquired whether some of the adults can be hired to perform some tasks (i.e., security)
 - **Ex. 6 Personal Privacy (PP)** members assert that the East/West fence is not the Section Boundary line and was in fact moved North about 1000 feet about 20-30 years ago (in addition to

the "USGS" marker). EPA recommends BNSF verify actual Section boundaries (i.e., survey)

- See attached PDF which depicts asserted Section boundary issue
- *Section 24 – Indian Allotment: determine allottees. Although not required for the TCRA work activities, it may be beneficial to touch base with the residents/allottees in this area in case access is needed down the road.*
 - It may be that the other Section 24 allottees maybe also Vanderver family members. EPA recommends a small "community" meeting on the site with residents. (See above)
- *Chapter/Grazing/Farming Rights: determine the individuals who have grazing or farming rights near the Haystack Mine.*
 - We were informed that all grazing/farming activities have ceased and are otherwise prohibited due to the potential exposure to livestock/produce from contaminants

Steve Calanog
Federal On-Scene Coordinator
Emergency Response Section
US Environmental Protection Agency
415-595-8350 (m)

<Permission to Access PLO 2198 Lands - USEPA & Burlington Northe.pdf>

<west-largo-property-map.jpeg>

<Haystack Section Boundary Question Blue.pdf>

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